

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF

MONDAY, APRIL 25, 1983

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Cleator at 2:10 p.m. The meeting was recessed by Deputy Mayor Cleator at 3:16 p.m. The meeting was reconvened by Deputy Mayor Cleator at 3:32 p.m. with all Council members present. Deputy Mayor Cleator adjourned the meeting at 5:20 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor-vacant.
  - (1) Council Member Mitchell-present.
  - (2) Council Member Cleator-present.
  - (3) Council Member McColl-present.
  - (4) Council Member Jones-present.
  - (5) Council Member Struiksma-present.
  - (6) Council Member Gotch-present.
  - (7) Council Member Murphy-present.
  - (8) Council Member Martinez-present.
- Clerk-Abdelnour/Mutascio (bb)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor-vacant.

Council Member Mitchell-present.

Council Member Cleator-present.

Council Member McColl-present.

Council Member Jones- present.

Council Member Struiksma-present.

Council Member Gotch- present.

Council Member Murphy-present.

Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Reverend Steven Walker, General  
Conference of America Baptist Church, San Diego.

FILE LOCATION:

## MINUTES

### ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Martinez.

FILE LOCATION:

MINUTES

### ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

03/14/83 P.M. Special

03/14/83 P.M.

03/28/83 P.M.

03/29/83 A.M. and P.M.

03/29/83 P.M. Special

04/05/83 A.M. and P.M.

04/06/83 P.M. Special

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D100-108).

MOTION BY GOTCH TO APPROVE. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

### ITEM-31: (R-83-1650) ADOPTED AS RESOLUTION R-258302

A Resolution adopted by the City Council in Closed Session on Monday, April 11, 1983 by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

Authorizing the City Manager to pay the total sum of \$400,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the bodily injuries of Irene Christina Svendsen, (Superior Court Case No. 441474, Irene Christina Svendsen v. Lloyd Alan Erwin, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the total amount of \$400,000 made payable to Irene Christina Svendsen and her attorney, George J. Berger, in full settlement of the lawsuit and all claims.

#### CITY MANAGER REPORT:

This case involves an issue of lack of middleblock crosswalk and adequacy of lighting at the 3800 block of Ingraham Street. A jury verdict was rendered as follows:

Total Verdict: \$700,000

- 105,000 (15 percent) comparative negligence on

\_\_\_\_\_ plaintiff

\$595,000

- 105,000 (15 percent) comparative negligence on

\_\_\_\_\_ co-defendant

\$490,000 (70 percent) comparative negligence

against the City

Additionally, a compromise reduction of the judgement from \$490,000 to \$400,000 was reached in exchange for waiver of an appeal by the City.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D109-125).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-32: (R-83-1553) ADOPTED AS RESOLUTION R-258303

A Resolution adopted by the City Council in Closed Session on Tuesday, March 29, 1983 by the following vote:

Mitchell-not present, Cleator-yea, District 3 - vacant, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor - vacant.

Authorizing the City Manager to pay the total sum of \$75,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Louis Medina (Superior Court Case No. 471925, Louis Medina v. Jose Armenta, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the amount of \$75,000 made payable to Louis Medina and his attorney, David S. Casey, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT:

This constitutes the complete and final settlement of Louis Medina's personal injuries of April 9, 1981.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: (D109-125).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-50: (O-83-207) ADOPTED AS ORDINANCE O-15947 (New Series)

Amending Chapter VI, Article 2, Division 4 of the San Diego Municipal Code by amending Section 62.0413 relating to City Council consideration of appeals from decisions of the Planning Commission or City Engineer and amending Chapter X, Article 1, Division 5 of the San Diego Municipal Code by amending Section 101.0550 relating to sidewalk cafes.

(Introduced on 4/11/83. Council voted 8-0. Mayor - vacant.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-51: (O-83-201) ADOPTED AS ORDINANCE O-15948 (New Series)

Incorporating a portion of Section 32, Township 14 South, Range 2 West, S.B.B.M. (approximately 9.75 acres), located on the northwest corner of Gold Coast Drive and Black Mountain Road, in the Mira Mesa Community Plan area, into Zone CO.

(Case-82-0472. District-5. Introduced on 4/12/83. Council voted 8-0. Mayor - vacant.)

FILE LOCATION:

ZONE 4/25/83

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-52: (O-83-202) ADOPTED AS ORDINANCE O-15949 (New Series)

Incorporating a portion of Lots A-52, A-53 and A-54, San Ysidro, Map-1174, a portion of Launder Road closed and a portion of abandoned railroad right-of- way (approximately 2 acres), located at 202 San Ysidro Boulevard, in the San Ysidro Community Plan area, into Zone CA.

(Case-82-0513. District-8. Introduced on 4/12/83. Council voted 8-0. Mayor - vacant.)

FILE LOCATION:

ZONE 4/25/83

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-53: (O-83-199) ADOPTED AS ORDINANCE O-15950 (New Series)

Incorporating all of Stratton Acres Unit No. 1, Map-10246 and a portion of Lot 3, Caruther's Addition, Map-27 (approximately 5.94 acres), located on Logan Avenue between 44th Street and 45th Street, in the Southeast San Diego Community Plan area, into Zone R-2.

(Case-82-0629. District-4. Introduced on 4/12/83. Council voted 8-0. Mayor - vacant.)

FILE LOCATION:

ZONE 4/25/83

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-54: (O-83-203) ADOPTED AS ORDINANCE O-15951 (New Series)

Amending Section 1 of Ordinance O-15492 (New Series), adopted May 27, 1981, incorporating portions of Lots 13 and 18, Horton's Purchase in the Ex-Mission Lands of San Diego, Map-283, located at the northwest corner of 47th Street and Federal Boulevard, into M-1B Zone; extension of time to February 1, 1984.

(Case-83-0101/EOT2. Mid-City Development Plan. District-3. Introduced on 4/11/83. Council voted 8-0. Mayor - vacant.)

FILE LOCATION:

ZONE 4/25/83

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-55: (O-83-204) ADOPTED AS ORDINANCE O-15952 (New Series)

Amending Section 1 of Ordinance O-15517 (New Series), adopted July 8, 1981, incorporating a portion of Section 27, Township 18 South, Range 2 West, S.B.B.M., located at the southwest corner of Beyer Boulevard and Palm Avenue, into R-2 Zone; extension of time to December 18, 1984.

(Case-82-0137/EOT2. Otay Mesa-Nestor Community Plan. District-8. Introduced on 4/11/83. Council voted 8-0. Mayor - vacant.)

FILE LOCATION:

ZONE 4/25/83

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-56: (O-83-198) ADOPTED AS ORDINANCE O-15953 (New Series)

Setting aside and dedicating Lots 8 and 9 in Block F and a portion of Block G, Starkey's Prospect Park, for a public park and naming said park Starkey Mini-Park.

(La Jolla Community Area. District-1. Introduced on 4/11/83. Council voted 8-0. Mayor - vacant.)

FILE LOCATION:

DEED F-1859

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-57: (O-83-200) ADOPTED AS ORDINANCE O-15954 (New Series)

Approving the development agreement between the City of San Diego and Santa Fe Land Improvement Company.

(Located within the Centre City area. District-8. Introduced on 4/12/83. Council voted 7-0. District 1 not present. Mayor -vacant.)

FILE LOCATION:

DEVL -Santa Fe

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-58: (O-83-195) ADOPTED AS ORDINANCE O-15955 (New Series)

Authorizing the execution of an agreement with the San Diego Unified School District for the use, development and maintenance of a portion of the La Jolla Elementary School site for park and recreation purposes for a term of twenty- five years.

(La Jolla Community Area. District-1. Introduced on 4/11/83. Council voted 7-0. District-5 not present. Mayor - vacant.)

FILE LOCATION:

LEAS San Diego Unified School District

COUNCIL ACTION: (Tape location: D061-075).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-100: (R-83-1172) ADOPTED AS RESOLUTION R-258304

Awarding a contract to Q.E.D. Industries, dba Del Tec, whereby the City will lease a furnished modular library for five years, for an estimated total cost not to exceed \$48,418.20 per year; declaring that Del Tec will provide the site development plans required to accommodate this modular structure on the Rancho de los Penasquitos Branch Library site at a cost not to exceed \$7,175. BID- 4755

CITY MANAGER REPORT:

This building is requested by the Library Department. It will be used as the Rancho de los Penasquitos Branch Library, which will be located next to the Police Substation in Penasquitos. This is a temporary building. A permanent library building is scheduled for design in 1984 and for construction in 1985. It is to be built with Facilities Benefit Assessment Funds; however, there is a strong possibility that the funds will not be available to permit the permanent library to be constructed on schedule. Under the terms of the proposed lease agreement, the vendor will provide plans and specifications, prepared by a professional engineer, for the site

development.

When completed, Council authorization will be requested to advertise for bids and award a separate City contract for site work including grading, area lighting, building footings, utilities, parking, sidewalks and landscaping. All site work will be scheduled and coordinated with the building requirements. Lease payments will be made semi-annually in advance; each lease payment will not exceed \$24,209.10. Lease payment is based on the total value of building and furnishings provided, (\$185,095), plus an allowance of up to \$2,000 in value for any additional building modifications which may be required. If no further modifications are required, each semi-annual lease payment would be \$23,950.30. Interest rate on the lease is 12.5 percent.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-101:

19830425

Three actions relative to awarding contracts:

Subitem-A: (R-83-1538) ADOPTED AS RESOLUTION R-258305

Traconex Inc. for the purchase of traffic signal control equipment as may be required for a period of one year beginning May 1, 1983 through April 30, 1984, for a total cost of \$224,387.43, including tax and terms, with an option to renew the contract for an additional one year period. BID-4971

Subitem-B: (R-83-1543) ADOPTED AS RESOLUTION R-258306

For the rental of construction equipment as follows: 1) San Diego Equipment Rentals, Inc. for Item 1 - Backhoe without operator; Item 6 - Loader with operator (CAT 977L); Item 14 - Hydrohammer with operator; 2) Horizons Construction for Item 2 - Backhoe with operator; 3) Gyro Engineering Corporation for Item 3 - Four wheel loader without operator (CAT 950B); Item 4 - Four wheel loader with operator (CAT 950B); Item 10 - Dozer with operator (CAT D6D); Item 11 - Dozer without operator (CAT D6D); Item 16 Dozer with operator (CAT D8K); 4) Hawthorne Rent It Service for Item 5 - Skiploader without operator; Item 17



- Forklift (5000 Lb.); 5) C & M Crane Rental for Item 7  
- Hydrocrane with operator; 6) E.A. Rutledge, Inc. for Item 8  
Gradall with operator (G1000); Item 12 - Gradall with operator  
(G880); 7) Tool Shed Equip. Rental for Item 13 - Hydraulic  
hammer without operator; 8) Al's 690 for Item 15 - Track  
mounted backhoe with operator; 9) Anderson Drilling for Item 9  
- Truck mounted drill with operator for rental of construction  
equipment on an hourly, daily, weekly or monthly basis as may  
be required for a period of one year beginning April 1, 1983  
through March 31, 1984; all for an estimated total cost of  
\$179,161.31, including tax and terms. BID-4958  
Subitem-C: (R-83-1537) ADOPTED AS RESOLUTION R-258307

American Processing Co., Inc. for removal and disposal of  
rags and various other materials from sewage flow at Pump  
Stations No. 1 and No. 2 as may be required for a period of one  
year beginning May 1, 1983 through April 30, 1984 for an  
estimated cost of \$59,833.87, including terms. BID-4980

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed  
by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-vacant.

\* ITEM-102:

19830425

Three actions relative to awarding contracts:

Subitem-A: (R-83-1539) ADOPTED AS RESOLUTION R-258308

Worthington Group, McGraw-Edison Company for the purchase of  
parts for Worthington vertical pumps for a total cost of  
\$34,558.12, including tax. BID- 5031L

Subitem-B: (R-83-1493) ADOPTED AS RESOLUTION R-258309

Courtesy Chevrolet Center for the purchase of one explosive  
ordinance disposal van (1983 Chevrolet Model P6T042) for a  
total cost of \$31,695.32, including tax, terms and trade-in  
allowance. BID-4967

Subitem-C: (R-83-1536) ADOPTED AS RESOLUTION R-258310

Kraft Custom Interiors for the purchase and installation of  
carpet at various fire stations, for a total cost of \$10,615,

including tax and terms. BID-4979

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-103:

19830425

Two actions relative to awarding contracts:

Subitem-A: (R-83-1094) ADOPTED AS RESOLUTION R-258311

Hewlett-Packard Co. for the purchase of one gas chromatograph, for a total actual cost of \$16,499.96, including tax. BID-4760

Subitem-B: (R-83-1494) ADOPTED AS RESOLUTION R-258312

West Point Industries, Inc. for the purchase of two four-wheel transport vehicles (1983 SAN FU Model TPV-600), for a total cost of \$12,153.96, including tax and terms.

BID-4818A

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-104: (R-83-1534) ADOPTED AS RESOLUTION R-258313

Inviting bids for the construction of Rancho Bernardo 20-inch water main encasement on Work Order No. 148164; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$131,248 from Water Revenue Fund 41502, Unallocated Reserve 70679 to Water Operating Fund 41500, Water Main Maintenance Program 70530; authorizing the expenditure of not to exceed \$131,248 from Water Operating Fund 41500, Water Main Maintenance Program 70530, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

BID-5020

(Rancho Bernardo Community Area. District-1.)

**CITY MANAGER REPORT:**

This project consists of the construction of approximately 550 feet of concrete encasement for a 20-inch water main. It is located on the south embankment of Rancho Bernardo Reservoir and is required by the State Department of Water Resources, Division of Safety of Dams.

**FILE LOCATION:**

W. O. 148164

**COUNCIL ACTION:** (Tape location: D076-099).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-105: (R-83-1535 Rev.) ADOPTED AS RESOLUTION R-258314

Rejecting the bid received January 26, 1983, pursuant to publication of notice of calling for bids for construction of the Ocean Beach Recreation Center Improvements; approving the plans and specifications for the furnishing of all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of the Ocean Beach Recreation Center Improvements; authorizing the Purchasing Agent to proceed to publish in accordance with law, notice to contractors calling for bids for the above described work. BID-4646A

(Ocean Beach Community Area. District-2.)

**CITY MANAGER REPORT:**

This project was approved by Council for advertising on January 3, 1983. One bid was received on January 26, 1983. It was 32 percent over the estimate. Since at least two bids should be received before a contract is awarded, it is recommended that the bid be rejected and the project be readvertised. The Ocean Beach Recreation Center is located at the northwest corner of the intersection of Santa Monica Avenue and Ebers Street. This project will provide the following improvements:

1. Awning and weather sealing for exterior doors.
2. A ramp to provide access to the building for the physically handicapped.
3. A flagpole.
4. Reconstruction of the tile overlay on the main entry steps.
5. An asphalt concrete overlay for the parking lot.
6. Reconstruction of shuffleboard court shade structures.

7. Reconstruction of chain link fencing on the north and east side of the site.
8. Construction of a stairway and a players bench at the baseball field.
9. Cabinets and shelves in the recreation center building.
10. Remodeling of the restrooms to provide as much access for the handicapped as possible in the space available.
11. Reconstruction of a portion of the building's roofing.

FILE LOCATION:

W. O. 117679

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-106: (R-83-1599) ADOPTED AS RESOLUTION R-258315

Granting an extension of time to March 12, 1984 to Avco Community Developers, Inc., subdivider, to complete the improvements required in Oaks North Villas Unit No. 3.  
(Located easterly of Camino de la Breccia and Avenida Cordillera. Rancho Bernardo Community Area. District-1.)

FILE LOCATION:

SUBD Oaks North Villas Unit No. 3

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-107: (R-83-1613) ADOPTED AS RESOLUTION R-258316

Approving the acceptance by the City Manager of that street easement deed of the Housing Authority of the City of San Diego, granting to City an easement for public street purposes in a portion of the Southwest Quarter of the Northwest Quarter of Section 1, Township 19 South, Range 2 West, San Bernardino Meridian; dedicating said land as and for a public street, and naming the same Calle Primera.

(Located on the south side of Calle Primera westerly of Via de San Ysidro. San Ysidro Community Area. District-8.)

FILE LOCATION:

DEED F-1860

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-108: (R-83-1614) ADOPTED AS RESOLUTION R-258317

Approving the acceptance by the City Manager of those deeds of Stephen H. Clarkson, et al, conveying to said City a sewer access easement in a portion of Lots 12 and 14 of La Jolla Kirjah Park, Map-8192; authorizing the execution of a quitclaim deed, quitclaiming to Stephen H. Clarkson, et al, all of the City's right, title and interest in the sewer access easement in Lot 13 of La Jolla Kirjah Park, Map-8192.

(Located easterly of Avenida Kirjah and Bellakaren Place. La Jolla Shores Community Area. District-1.)

FILE LOCATION:

DEED F-1861

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-109: (R-83-1606) ADOPTED AS RESOLUTION R-258318

Authorizing the City Manager to accept the generous donation of \$2,000 from George Merziotis, of Merziotis Properties, to partially fund the painting of the Brown Field Terminal Building; authorizing the City Auditor and Comptroller to transfer \$8,000 from the Airports Unallocated Reserves Account to the Operating Budget; publicly expressing gratitude and appreciation to George Merziotis for his extraordinary display of civic generosity.

(Located at Brown Field Airport. Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT:

George Merziotis, President of Merziotis Properties, Inc., has offered to contribute \$2,000 to be used for the painting of the Brown Field Terminal Building and Tower. Mr. Merziotis operates Argus II, the restaurant in the terminal building and feels painting of the building will enhance the airport and his business.

The building is not scheduled to be painted until Fiscal Year 1985. The Buildings Division of the General Services Department has prepared specifications and a cost estimate of approximately \$8,000

for the job. In order to take advantage of the generous offer, staff will adjust the Airports Division budget to make the additional funds needed available to paint the building immediately.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-110: (R-83-1205) ADOPTED AS RESOLUTION R-258319

Declaring that the recommendation of the Salary Setting Commission has been reviewed and acknowledged for a second step adjustment for the Mayor and Council to \$42,000 and \$30,000 respectively, approved and adopted by Ordinance O-15681 (New Series), to be effective July 1, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-111: (R-83-1521 Rev.) ADOPTED AS RESOLUTION R-258320

Authorizing the City Manager to waive the Community Swimming Pool admission fees for one day only at all ten public pools for the purpose of promoting the opening of the summer swimming season; declaring June 17, 1983 to be "Swim Promotion Day."

(See City Manager Report CMR-83-106. Allied Gardens, Clairemont, Colina del Sol, Morley Field, Kearny Mesa, Southeast San Diego, Mission Beach, Vista Terrace/San Ysidro, and University City Community Areas. All Districts.)

COMMITTEE ACTION: Reviewed by PFR on 4/6/83. Recommendation to adopt the Resolution. Districts 1, 4, 7 and 8 voted yea. District 6 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-112: (R-83-1621) ADOPTED AS RESOLUTION R-258321

Authorizing the transfer of \$32,000 from CIP-90-245, "Capital Outlay Fund Reserve," to CIP-52-203.1, "Harbor Drive Realignment"; authorizing the expenditure of \$32,000 from CIP-52-203.1 to supplement Resolution R-254878, adopted August 24, 1981, for the construction of Harbor Drive realignment between Pacific Highway and Fifth Avenue.

(Centre City Community Area. District-8.)

CITY MANAGER REPORT:

Harbor Drive in the vicinity of Navy Field was recently realigned under a 1.5 million dollar contract designed by George S. Nolte and Associates and constructed by Metro-Young Construction Company. Numerous technical problems and delays by SDG&E during the underground construction phase delayed completion of the project by several months. Contingency funds were available to pay the contractor for the delay, changes in the water line and other underground facilities, but were not adequate for the additional staff charges for design and additional inspection.

Additionally, the Property Department is currently exchanging right-of-ways with the San Diego Unified Port District and negotiating for right-of-way with the AT&SF, SD&AE and Southern Pacific railroads for realigned 5th Avenue at Harbor Drive. Construction was allowed by permit, with the understanding that proper street dedication would occur at a later date. The \$32,000 in supplemental funds provided by this resolution will be used to finance the additional staff charges and fund property title reports, property appraisals and miscellaneous right-of-way costs for the project.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-113: (R-83-1591) ADOPTED AS RESOLUTION R-258322

Authorizing the City Auditor and Comptroller to transfer the sum of \$700 from Fund 11460 to CIP-23-742, Cadman Community Park Building Addition; authorizing the transfer of the sum of \$570 from Fund 17521 to CIP-27-004, Ocean Beach Lifeguard Facility; authorizing the transfer of the sum of \$10,000 from Fund 17504 to CIP-23-711, La Jolla Shores Lifeguard Facility;

authorizing the transfer of the sum of \$6,000 from Fund 30245, CIP-90-245 to CIP-37-149, Electronics Shop Addition.

(La Jolla Shores, Ocean Beach, Clairemont Mesa and Greater Golden Hill Community Areas. Districts-1, 2, 6 and 8.)

**CITY MANAGER REPORT:**

The project cost estimate used at the award of a construction contract includes an estimate of engineering costs that is based on the assumption that the project will be completed within the specified contract period. The project cost estimate also includes a sum called contingencies which is provided to cover the cost of unanticipated construction changes. Engineering charges for a project increase in proportion to the length of time required to construct the project. When a project's construction period is extended, engineering charges may exceed the estimate. The Cadman Community Park Building Addition, CIP-23-742, the Ocean Beach Lifeguard Facility, CIP-27-004 and the La Jolla Shores Lifeguard Facility, CIP- 23-711 are over expended because the construction has taken longer than expected. The Electronics Shop Addition, CIP-37-149 is over expended because a restroom had to be added to the building's design during construction. The water and sewer lines for the restroom were added to the contract and the cost exceeded the available contingencies. The changes and a slightly lengthened construction period have resulted in an over expended project.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**ITEM-114: (R-83-1609) UNFINISHED BUSINESS, TO BE TAKEN APRIL 26, 1983**

Authorizing the City Manager to increase the scope of CIP-52-277, Clairemont Mesa Boulevard (Antigua Boulevard to 400 feet west of Repecho Drive) to include the construction of an additional traffic lane along the southerly side of Clairemont Mesa Boulevard, between Chesapeake Drive and Murphy Canyon Road, and the installation of a traffic control signal system and safety lighting at the intersection of Murphy Canyon Road and Clairemont Mesa Boulevard; authorizing the transfer within the Capital Outlay Fund (30245) of \$200,000 from CIP-52- 309, University Heights Alley; \$88,000 from the Capital Outlay Fund Unallocated Reserve, CIP-90-245; and \$23,675 from CIP-68-001, Cooperative Projects to Clairemont Mesa Boulevard, CIP-52-277;



authorizing the cash contribution of \$111,025 from the Daley Corporation for improvements required as a condition of approval of Murphy Canyon Business Park, Tentative Map TM-82-0562; authorizing the transfer of funds to Clairemont Mesa Boulevard, CIP-52-277; authorizing the expenditure of \$422,700 from Clairemont Mesa Boulevard, CIP-52-277 to provide funds to implement CalTrans Cooperative Agreement No. 11-0270. (Serra Mesa and Tierrasanta Community Areas. Districts-5 and 7.)

**CITY MANAGER REPORT:**

On March 21, 1983, Council Resolution R-258109 authorized the execution of Cooperative Agreement No. 11-0270 with the State of California to widen Clairemont Mesa Blvd. at Interstate 15 and construct a traffic signal at Murphy Canyon Rd. and Clairemont Mesa Blvd. Inadvertently, that Resolution did not address several items. Therefore, the action before you today authorizes the following: 1) increase the scope of CIP-52-277, Clairemont Mesa Blvd., (Antigua Blvd. to 400 ft. west of Repecho Dr.); 2) the transfer of funds to Clairemont Mesa Blvd., (CIP-52-277); 3) the acceptance of \$111,025 from the Daley Corp.; and 4) the expenditure of \$422,700 from Clairemont Mesa Blvd., CIP-52-277.

Improvements will include an additional eastbound traffic lane between Chesapeake Dr. and Murphy Canyon Rd. (developer funded) and widening from a 2-lane to a 4-lane roadway from the I-15 interchange east to Antigua Blvd., (City funded). The City funded widening project had been programmed in the FY 1983 CIP using Facility Benefit Assessment (FBA) funds, but FBA funds are not currently available. The City will also share the costs of traffic signal at the rate of 25 percent City, 75 percent developer.

Therefore, it is necessary to make funds available from other sources in order to enter into a cooperative agreement at this time.

The prime source of City funds in the University Heights Alley (CIP-52-309) which was scheduled in FY 1983 but was cancelled since the improvements have been completed by the developer.

**FILE LOCATION:**

MEET

\* ITEM-115: (R-83-1283) ADOPTED AS RESOLUTION R-258323

Rescinding Resolution R-189744, adopted March 9, 1967, consenting to the agreement between the County of San Diego and the City of El Cajon for the transportation, treatment and disposal of sewage originating in the Wintergardens Sewer Maintenance District; consenting to agreement for transfer of capacity rights in the San Diego Metropolitan Sewerage System

between Montgomery Sanitation District and Wintergardens Sewer Maintenance District for the transfer of 1.0 million gallons per day capacity rights in the San Diego Metropolitan Sewerage System from Montgomery Sanitation District to Wintergardens Sewer Maintenance District; authorizing the execution of a sewage disposal agreement for 1983 with Wintergardens Sewer Maintenance District for participation in the San Diego Metropolitan Sewerage System; authorizing the execution of a sewage transportation agreement with Wintergardens Sewer Maintenance District; authorizing the execution of a second amendment to the sewage disposal agreement of 1960 with Montgomery Sanitation District.

(See City Manager Report CMR-83-98.)

COMMITTEE ACTION: Reviewed by PFR on 4/16/83. Recommendation to adopt the Resolution. Districts 1, 4, 7 and 8 voted ye. District 6 not present.

FILE LOCATION:

CONT Sewers Metropolitan Sewer System - City of El Cajon

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-116: (R-83-1322) ADOPTED AS RESOLUTION R-258324

Authorizing the execution of an agreement between the County of San Diego, the City of San Diego, the Padre Dam Municipal Water District, and the Alpine and Lakeside Sanitation Districts, setting forth financial procedures for the Joint East Mission Gorge Interceptor Sewer Engineering Study; authorizing the City Auditor and Comptroller to establish a separate fund to receive all funds and make all disbursements relating to said study; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$10,000 from the Sewer Revenue Fund (41506) Unallocated Reserve (70697) to Engineering Services - Sewer (70641).

(See PFR Committee Consultant Analysis PFR-83-2. Mission Gorge Community Area. District-7.)

COMMITTEE ACTION: Reviewed by PFR on 4/6/83. Recommendation to adopt the Resolution. Districts 1, 4, 7 and 8 voted ye. District 6 not present.

CITY MANAGER REPORT:

The East Mission Gorge Interceptor Sewer serves several agencies in the El Cajon Valley area. A recent planning report has concluded that sewage flows in this Interceptor Sewer will reach the maximum capacity by 1985. Staff of the City of San Diego, the Padre Dam

Municipal Water District, and the County of San Diego, on behalf of the Alpine Sanitation District, the Lakeside Sanitation District, and the Wintergardens Sewer Maintenance District have developed an agreement for a joint study of the Interceptor Sewer. The proposed agreement has been approved by the Board of Directors of the Padre Dam District.

The study is to investigate our collective sewer capacity needs beyond 1985 and to determine the most feasible method to alleviate projected capacity shortfall of the Interceptor Sewer. The proposed agreement divides the estimated \$30,000 cost of the engineering study one third each to the City of San Diego, Padre Dam, and the County of San Diego which will be equal partners in the study. The City of San Diego is to be the lead agency in developing a scope of work for the study, hiring the consultant, and receiving funds and making disbursements relating to the study. Any increase in cost shall be approved beforehand in writing and shared equally by the three partners in the study. If any agency other than the parties to this agreement wish to use additional capacity in the East Mission Gorge Trunk Sewer, they shall be required to share costs of this study on a pro rata basis.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-117: (R-83-1592) ADOPTED AS RESOLUTION R-258325

Authorizing the execution of a first amendment to lease agreement with San Diego Rowing Club, for additional space at the Santa Clara Recreation Center, Mission Bay Park.

(Mission Bay Community Area. District-6.)

CITY MANAGER REPORT:

In May of 1979, the San Diego Rowing Club, a nonprofit corporation, signed a two-year lease for 2,700 square feet of space in the Santa Clara Recreation Center for the storage of rowing equipment. The lease was held over and subsequently extended by City Council for an additional two years, beginning October 1, 1982, at a rental rate of \$315 per month.

The Rowing Club now requests additional space for the storage of its equipment, and proposes to enclose an alcove area on the north side of the building with the existing type of exterior finish. The space is approximately 300 square feet in size and rectangular in

shape. While reviewing the Club's plans for the proposed enclosure, it was determined that the Club was actually occupying less than 2,700 square feet. With the new addition, the lease premises will total 2,800 square feet. The entire cost of the proposed improvements will be absorbed by the Club. Since the Club has occupied less than 2,700 square feet of the recreation center, it is proposed to leave the rent at the same rate for the balance of the term (18 months) to offset the previous rental overcharge. However, the Club will continue to pay its pro rata share of utilities at the center, including any increased costs. The Club's proposal to enclose the alcove area has been approved by the Santa Clara Point Recreation Council and the Park and Recreation Board.

**FILE LOCATION:**

LEAS San Diego Rowing Club

**COUNCIL ACTION:** (Tape location: D076-099).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**\* ITEM-118: (R-83-1458) ADOPTED AS RESOLUTION R-258326**

Authorizing the City Manager to execute a right of entry permit with Scripps Institution of Oceanography, University of California, San Diego campus, for a seismic station at La Jolla View Reservoir, for a 15-year period, with a mutual 90-day cancellation clause, in return for sharing the seismic data generated at the station with the City of San Diego.

(See City Manager Report CMR-83-102. La Jolla Community Area. District-1.)

**COMMITTEE ACTION:** Reviewed by PFR on 4/6/83. Recommendation to adopt the Resolution. Districts 1, 4, 6, 7 and 8 voted yea.

**FILE LOCATION:**

LEAS Scripps Institution of Oceanography

**COUNCIL ACTION:** (Tape location: D076-099).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**\* ITEM-119: (R-83-1033) ADOPTED AS RESOLUTION R-258327**

Approving Change Order No. 2, issued in connection with the contract with Daley Corporation for the improvement of Fairmount Avenue between Mission Gorge Road and Twain Avenue;

approving said Change Order amounting to a net increase in the contract price of \$37,575; authorizing the transfer of \$37,575 from Water Revenue Fund (41502), Unallocated Reserves (70679), to the Water Operating Fund (41500), Maintenance Program (70540), for the execution of this Change Order.

(Navajo Community Area. District-7.)

**CITY MANAGER REPORT:**

The City's contractor (Daley Corporation) for the improvement of Fairmount Avenue noted that the water main was too shallow to allow the safe construction of the new roadway subgrade and paving. With the minimum cover and the age of the water main creating a potential problem, it was determined that the best solution was to replace the water main at a lower elevation. The \$9,350 work previously assessed for service relocations will continue to be assessed and is still required for the improvement project. The remaining \$37,575 is necessary to complete the water main replacement and is available from the Water Revenue Fund, Unallocated Reserve. The work involves replacing the water main, relocating services, relocating fire hydrants, and fire services.

**FILE LOCATION:**

STRT D-2235

**COUNCIL ACTION:** (Tape location: D076-099).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-120: (R-83-1601) ADOPTED AS RESOLUTION R-258328

Authorizing the City Manager to seek approval from CalTrans for construction of a "slip" ramp from Valley Road to Route 54 to be used for highway access until completion of the Reo Drive and Route 54 Interchange.

(See City Manager Report CMR-81-433. Southeast San Diego Community Area. District-4.)

**CITY MANAGER REPORT:**

City Manager's Report CMR-81-433 recommended, and staff is pursuing, the design for Valley Road "slip" ramp to Route 54. The ramp will provide access to Route 54 westerly of the Reo Drive/Route 54 intersection significantly reducing traffic congestion. CalTrans has informed us that this plan has merit and does not appear to offer any operational problems on the State Highway. This formal request is required to initiate an action by the California Transportation Commission. The action requested is approval and authorization of an opening in the access control for the "slip"

ramp.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-121: (R-83-1622) ADOPTED AS RESOLUTION R-258329

Approving the Citizens Assistance Department's Records  
Disposition Schedule.

CITY CLERK REPORT:

The Records Disposition Schedule was developed by the Records Management section of the City Clerk's office and the staff of the Citizens Assistance department. It covers records maintained by the Citizens Assistance department and is the third departmental schedule to utilize our new format and technique. All dispositions and descriptions have been approved by the Citizens Assistance Director, the City Clerk, and the City Attorney. The dispositions were developed through administrative, fiscal, legal and historical research.

The Records Management Program has been involved in the task of revising each department's current Records Transfer and Retention Schedule to ensure developing and maintaining efficient systems for storing and retrieving information. This revision was created by performing a complete physical inventory of office files and then appraising the file functions and activities. We estimate that once the schedule is approved and properly applied to existing office records, approximately 45 cubic feet of records could be either transferred to low cost storage or destroyed. Operations could continue uninterrupted with the remaining records. Records Management staff is currently working with representatives from the Treasurer's office and the Engineering and Development department to revise their schedules. We will be approaching other departments in the near future.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-122: (R-83-1605) ADOPTED AS RESOLUTION R-258330

Approving the City Auditor and Comptroller's Office Records Transfer and Retention Schedule.

CITY CLERK REPORT:

The Records Transfer and Retention Schedule represents a complete revision of the current schedule for records maintained by the City Auditor's department. The revision was developed as a joint effort of the City Auditor and the Records Management section of the City Clerk's office. All dispositions have been approved by the City Auditor, the City Clerk, and the City Attorney. The dispositions were developed through administrative, fiscal, legal and historical research.

The Records Management Program has begun the task of revising each department's current Records Transfer and Retention Schedule to utilize a new format and technique. When both the Auditor's and Records Management staff are available to revise the format, developing descriptions and appraisal will be greatly facilitated by the effort already done by the Auditor's staff in this review. We estimate that once this schedule is approved and properly applied to existing office records, several cubic feet of records could be either transferred to low cost storage or destroyed, and operations could continue uninterrupted with the remaining records.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-150: (R-83-1590) ADOPTED AS RESOLUTION R-258331

Supporting the early construction of the State Route 54 project between Interstate 5 and Interstate 805.

(See City Manager Report CMR-83-120.)

COMMITTEE ACTION: Initiated by TLU on 4/11/83. Recommendation to adopt the Resolution. Districts 4, 5 and 7 voted yea. Districts 2 and 8 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D126-141).

MOTION BY STRUIKSMA TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-151: (O-83-79 Rev.) INTRODUCED, TO BE ADOPTED MAY 9, 1983

Introduction of an Ordinance amending Chapter III, Article 3, of the San Diego Municipal Code by adding Division 39, Sections 33.3901 through 33.3920; by repealing Division 16, Sections 33.1625 through 33.1625.14; and by amending Article 1, Division 3, Section 31.0396, all relating to the regulation of cardrooms.

(See City Manager Report CMR-83-132 and PSS Committee Consultant Analysis PSS-83-15.)

COMMITTEE ACTION: Initiated by PSS on 4/13/83. Recommendation to introduce the Ordinance. Districts 3, 4, 6 and 8 voted yea. District 1 voted nay.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A050-196 and B441-D060).

Motion by Martinez to continue to May 9, 1983, at Charles Guiliano's request. Second by Jones. Failed. Yeas: 1,2,8. Nays: 3,4,5,6,7. Vacant: M.

Motion by Mitchell to direct City Attorney to review constitutionality of cardrooms. No second.

Motion by Mitchell to introduce ordinance regarding new cardrooms but omit the phasing-out of the existing cardrooms. No second.

MOTION BY GOTCH TO INTRODUCE. Second by Struiksma. Passed by the following vote: Mitchell-nay, Cleator-nay, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-200: (R-83-1602) ADOPTED AS RESOLUTION R-258332

Accepting the generous gift by the Rancho Bernardo Community Council to the City of San Diego for three street litter containers, for exclusive use in the Rancho Bernardo area; commending and expressing gratitude to the officers and members of the Rancho Bernardo Community Council for this act of civic generosity.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D142-150).

MOTION BY MITCHELL TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-201: (R-83-1533) ADOPTED AS RESOLUTION R-258333

Inviting bids for the construction of Martin Luther King, Jr. Community Park, Additional Improvements, on Work Order No.



118066; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of not to exceed \$1,114,243 from CIP-29-479, Martin Luther King, Jr. Community Park - Development, Phase II, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

BID-5023

(Southeast San Diego Community Area. District-4.)

FILE LOCATION:

W. O. 118066

COUNCIL ACTION: (Tape location: D151-179).

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-202: (R-83-1541) ADOPTED AS RESOLUTION R-258334

Inviting bids for the construction of sewer main replacement group 57 on Work Order No. 147129; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$675,000 from Sewer Revenue Fund 41506, for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5035

(Pacific Beach Community Area. District-6.)

CITY MANAGER REPORT:

This project consists of the installation of approximately 76 feet of 6-inch sewer mains, 6,630 feet of 8-inch sewer mains, 2,065 feet of 10-inch sewer mains, and 1,413 feet of 12-inch sewer mains in the Pacific Beach area. The purpose of this project is to replace old deteriorated sewers located in City streets and alleys and reduce maintenance problems.

FILE LOCATION:

W. O. 147129

COUNCIL ACTION: (Tape location: D204-234).

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-203: (R-83-1589) ADOPTED AS RESOLUTION R-258335

Vacating Flanders Drive, Mesa Rim Road, Mesa Ridge Road, and Canyon Ridge Road, in Mesa Rim Industrial Park, Map-10537

within the proposed Resubdivision of Mesa Rim Industrial Park Subdivision (TM-83-0051) boundaries, under the procedure for the summary vacation of streets where a portion of a street or highway lies within property under one ownership and does not continue through such ownership or end touching property of another, and where a street has been superceded by relocation; declaring that this resolution shall not become effective unless and until the final subdivision map for the Resubdivision of Mesa Rim Industrial Subdivision (TM-83-0051) has been approved by Council action; declaring that in the event that the final map is not approved by February 22, 1986, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(A subdivision map is required. Mira Mesa Community Area. District-5.)

**CITY MANAGER REPORT:**

The subject streets were dedicated by subdivision in 1982. The abutting property owner has petitioned for the vacation to facilitate the resubdivision and development of his property. The street improvements required by the Mesa Rim Industrial Park Subdivision Map were not constructed; therefore, the subject rights-of-way to be vacated are unimproved and contain no public facilities. The Resubdivision of Mesa Rim Industrial Park (TM-83-0051) will dedicate a new street system which will provide rights- of-way for traffic circulation and access to all properties within and adjacent to the subdivision. The street improvements will be bonded for and constructed with the proposed resubdivision.

Staff has concluded that the rights-of-way to be vacated are no longer needed for present or prospective public use and can be summarily vacated conditioned upon the Resubdivision of Mesa Rim Industrial park Subdivision (TM- 83-0051) being approved and recorded. This action was processed in accordance with Council Policy 600-15.

**FILE LOCATION:**

STRT J-2471 and DEED F-1862

**COUNCIL ACTION:** (Tape location: D235-257).

**MOTION BY STRUIKSMA TO ADOPT.** Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**ITEM-204: (R-83-1317) ADOPTED AS RESOLUTION R-258336**

Authorizing the use of City Forces to do the converting of the existing incandescent and mercury vapor street lights to

more energy efficient low pressure sodium vapor lights Citywide, pursuant to the recommendation of the City Manager and the submission of his estimates indicating that said work can be done more economically by City Forces than if let by contract; authorizing the expenditure of \$800,000 from the Gas Tax Fund 30219, CIP-37-310 for the above project.

**CITY MANAGER REPORT:**

The proposed project will convert City-owned street lights to energy efficient low pressure sodium vapor lamps. This Council action authorizes conversion of those older street lighting systems that may require additional remodeling of luminaires and/or associated components to accomplish the conversion work. Because the extent of remodeling work depends upon each situation encountered, it cannot be economically evaluated, engineered and specified. It is proposed that this portion of the street light conversion program be accomplished utilizing City forces. It is estimated that approximately 4700 of the City's 17,000 street lights will require this special handling. It is planned to convert the remaining City- owned street lights by construction contract.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: D180-190).

**MOTION BY GOTCH TO ADOPT.** Second by Martinez. Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-yea, Jones-nay, Struiksma-yea, Gotch- yea, Murphy-nay, Martinez-yea, Mayor-vacant.

**ITEM-205:**

19830425

Two actions relative to the Martin Luther King, Jr.  
Community Park Improvement Project:

(Southeast San Diego Community Area. District-4.)

Subitem-A: (O-83-149) INTRODUCED, TO BE ADOPTED MAY 9, 1983

Introduction of an Ordinance setting aside certain dedicated  
City park land located in Martin Luther King, Jr. Community  
Park, for street purposes.

Subitem-B: (R-83-1215) ADOPTED AS RESOLUTION R-258337

Setting aside and dedicating that certain portion of Martin  
Luther King, Jr. Community Park as and for public streets and  
naming Parcel 1, 65th Street and naming Parcel 2, Pittsburgh  
Avenue; declaring that this resolution shall become effective  
upon the effective date of the above Ordinance.

**CITY MANAGER REPORT:**

Construction of additional improvements at Martin Luther King, Jr. Community Park is scheduled in the current Capital Improvement Program. Included in the park's development plan is the improvement of half the width of 65th Street and Pittsburgh Avenue adjacent to the park. Proposed street improvements include asphalt paving, curbs and gutter. This action will provide a portion of the right-of-way required for the widening of 65th Street and Pittsburgh Avenue, as well as contribute to the enhancement of Martin Luther King, Jr. Community Park.

FILE LOCATION: Subitem-B DEED F-1863

COUNCIL ACTION: (Tape location: D258-266).

MOTION BY GOTCH TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**ITEM-206:**

19830425

Two actions relative to San Diego Jack Murphy Stadium  
Expansion:

(Mission Valley Community Area. District-5.)

Subitem-A: (O-83-192) ADOPTED AS ORDINANCE O-15956 (New Series)

Adoption of an Ordinance authorizing the San Diego Stadium Authority to issue revenue bonds in an aggregate principal amount not to exceed \$13 million for the purpose of expanding San Diego Jack Murphy Stadium.

(Introduced on 4/11/83. Council voted 8-0. Mayor  
- vacant.)

Subitem-B: (O-83-193) ADOPTED AS ORDINANCE O-15957 (New Series)

Adoption of an Ordinance authorizing Amendment No. 1 to the Joint Exercise of Powers Agreement between the City of San Diego and the County of San Diego creating the San Diego Stadium Authority with respect to the proposed improvements to San Diego Jack Murphy Stadium.

(Six votes required pursuant to Section 99 of the City Charter.)

(Introduced on 4/11/83. Council voted 8-0. Mayor  
- vacant.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D267-276).

MOTION BY MARTINEZ TO ADOPT. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S400:

19830425

Two actions relative to the final subdivision map of Liberty Manor, a one-lot subdivision located southeasterly of I-5 and Hwy. 75:

(San Ysidro Community Area. District-8.)

Subitem-A: (R-83-1649) ADOPTED AS RESOLUTION R-258338

Authorizing the execution of an agreement with John Anderson, for the installation and completion of improvements.

Subitem-B: (R-83-1648) ADOPTED AS RESOLUTION R-258339

Approving the final map.

FILE LOCATION: SUBD Liberty Manor

COUNCIL ACTION: (Tape location: D076-099).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S401: (R-83-1656) ADOPTED AS RESOLUTION R-258340

Authorizing the execution of an agreement with San Diego State University for archaeological services; authorizing the expenditure of the sum of \$2,900 from Environmental Growth Fund No. 10505, CIP-29-446 for the above program.

(See City Manager Report CMR-83-141. Penasquitos Community Area. District- 1.)

COMMITTEE ACTION: Reviewed by PFR on 4/20/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D191-203).

MOTION BY MARTINEZ TO ADOPT THE RESOLUTION WITH THE CONDITION

THAT THE AGREEMENT BE AMENDED TO INCLUDE THE HISTORICAL SITE BOARD

AND THAT THE CONSULTANT SHALL PRESENT THE FINAL REPORT TO THEM UPON

REQUEST. Second by Murphy. Passed by the following vote:  
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea,  
Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S402: (R-83-1472) REFERRED TO THE PUBLIC FACILITIES AND RECREATION COMMITTEE

(Continued from the meeting of April 18, 1983 at the City Manager's request.)

Authorizing the execution of a third lease amendment with Rancho de La Loma, which amendment grants an option to extend the term of the lease for a ten year period beyond the present expiration date, and which amendment authorizes the lessee to drill a well on adjacent City property and further permits packing costs of fruit grown on the premises to be deducted from gross income prior to computing rent.

(See City Manager Report CMR-83-101. San Pasqual Valley Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 4/6/83. Recommendation to forward to Council. Districts 1, 4, 6, 7 and 8 voted yea.

FILE LOCATION:

LEAS Rancho de La Loma

COUNCIL ACTION: (Tape location: A041-049).

MOTION BY MARTINEZ TO REFER TO THE PUBLIC FACILITIES AND RECREATION COMMITTEE FOR REVIEW OF THIRD AMENDMENT AFTER AGRICULTURAL BOARD HAS RECONSIDERED LEASE, AT CITY MANAGER BLAIR'S

REQUEST. Second by Gotch. Passed by the following vote:  
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea,  
Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S403: (R-83-1665) ADOPTED AS RESOLUTION R-258341

Authorizing the Housing Commission to proceed with development of a 50-unit housing project for HUD-financed low-income families on a portion of Site-106, subject to filing a parcel map and obtaining rezoning appropriate to the development herein authorized; said development will not exceed a density of 20 dwelling units per acre and will adhere to an off-street parking ratio of 1.3 spaces for each one-bedroom unit and 1.6 spaces for each two or three-bedroom unit; authorizing the San Diego Housing Commission to issue a request for proposals for private development of approximately 150

units of market-rate housing for seniors on the remaining portion of Site-106.

(See Housing Commission Report HCR-83-009CC. University Community Area. District-1.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D277-623).

MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S404:

19830425

Two actions relative to amending the San Diego Municipal Code and amending Council Policy No. 000-13:

Subitem-A: (O-83-220) INTRODUCED AS AMENDED, TO BE ADOPTED MAY 9, 1983

Introduction of an Ordinance amending Chapter II, Article 2, Division 1 of the San Diego Municipal Code by amending Section 22.0101 relating to the permanent Rules of the City Council.

Subitem-B: (R-83-1678) ADOPTED AS RESOLUTION R-258342

Resolution amending Council Policy No. 000-13 regarding Council Policy procedure for Mayor and Council appointments.

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to introduce the Ordinance and adopt the Resolution. Districts 2, 5, 6 and 7 voted yea. Mayor - vacant.

FILE LOCATION: Subitem-B MEET

COUNCIL ACTION: (Tape location: A204-B435).

Motion by Mitchell to continue item at Supervisor Roger Hedgecock's request. Second by Gotch. Failed. Yeas: 1,6,8. Nays: 2,3,4,5,7. Vacant: M.

Motion by Martinez to delete the word "Rules" and add the word "respective" on page 4, line 17 of the Ordinance. Second by Murphy. Passed. Yeas: 1,2,3,4,5,6,7,8. Vacant: M.

MOTION BY JONES TO INTRODUCE SUBITEM-A AND ADOPT SUBITEM-B AND

TO THAT THE CITY CLERK ATTEND THE RULES COMMITTEE ON MAY 2, 1983,

COMMENT ON HIS MEMO DATED APRIL 25 REGARDING COUNCIL POLICY NO.

000-13 "PROCEDURE FOR MAYOR AND COUNCIL APPOINTMENTS." Second by

Struiksmā. Passed by the following vote: Mitchell- nay,  
Cleator-yea, McColl-yea, Jones-yea, Struiksmā-yea, Gotch-nay,  
Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S405:

19830425

Two actions relative to hazardous waste materials:  
(See City Manager Report CMR-83-6 and PSS Committee  
Consultant Analysis PSS- 83-3.)  
Subitem-A: (O-83-216) INTRODUCED, TO BE ADOPTED MAY 9, 1983

Introduction of an Ordinance amending Chapter IV, Article 2,  
of the San Diego Municipal Code by adding Division 9, Sections  
42.0901 through 42.0915, relating to disclosure of hazardous  
materials.  
Subitem-B: (O-83-150) INTRODUCED, TO BE ADOPTED MAY 9, 1983

Introduction of an Ordinance amending Chapter IV, Article 2,  
of the San Diego Municipal Code by adding Division 8, Sections  
42.0801 through 42.0807, relating to hazardous waste  
establishments.

COMMITTEE ACTION: Initiated by PSS on 4/13/83. Recommendation to  
introduce the Ordinances. Districts 3, 4, 6 and 8 voted yea. District 1 not  
present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D624-E050).

MOTION BY JONES TO INTRODUCE. Second by Struiksmā. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-yea, Struiksmā-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-vacant.

ITEM-UC-1: (R-83-1709) ADOPTED AS RESOLUTION R-258343

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

Excusing Council Member Uvaldo Martinez, Jr. from the  
Council meeting of April 26, 1983, from 9:30 a.m. to noon, for  
the purpose of attending the County Board of Supervisor's  
conference on Economic Development in Otay Mesa.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E051-068).

MOTION BY MCCOLL TO ADOPT. Second by Mitchell. Passed by the



following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea,  
Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-vacant.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Cleator at 5:20  
p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: E069-094).

MOTION BY JONES TO ADJOURN IN HONOR OF THE MEMORY OF JOHN  
CASKE

ROUILLARD. Second by McColl. Passed by the following vote:  
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea,  
Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.